

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

S.O.I.TEC SILICON ON INSULATOR
TECHNOLOGIES S.A. and
SOITEC USA, INC.,

Plaintiffs,

v.

MEMC ELECTRONIC MATERIALS, INC.,

Defendant.

JURY TRIAL DEMANDED

Civil Action No.:

1:05-cv-00806-***

JOINT STATUS REPORT

Pursuant to the Court's Amended Scheduling Order entered on September 18, 2007, Plaintiffs S.O.I.TEC Silicon On Insulator Technologies S.A. and Soitec USA, Inc. (collectively, "Soitec") and Defendant MEMC Electronic Materials, Inc. ("MEMC") submit the following Joint Status Report.

1. Present Status of the Case

At the request of the parties, the Court entered an Amended Scheduling Order on December 5, 2006 (D.I. 70) that was further amended by agreement of the parties and consent of the Court on May 23, 2007 (D.I. 79), and September 18, 2007 (D.I. 85). The Amended Scheduling Orders extended the deadlines for the upcoming events to afford the parties additional time to collect, organize, review, and produce a high volume of e-discovery materials.

Since entry of the last Amended Scheduling Order on September 18, 2007, the parties have largely concluded the large volume of paper discovery in the case, scheduled and taken several dozen depositions in this country and in Europe. Because it is likely

that the agreed to depositions cannot be completed in time to conform to the present discovery schedule, the parties have negotiated a further revision to the Scheduling Order, which they are submitting contemporaneously with this Status Report.

The parties conducted a technology tutorial on September 15, 2006.

2. Outstanding Motions

There are no outstanding motions.

3. Status of Discovery

The parties have largely concluded paper discovery and have scheduled approximately 40 depositions, about 12 of which will take place in Europe. Virtually all of the depositions either have been taken, or are scheduled, and the parties have been working diligently to conclude the depositions.

4. Pertinent Dates

The current Scheduling Order provides for the dates given below. The parties are concurrently filing a joint stipulation to extend the current deadlines to accommodate the heavy deposition schedule, which is currently expected to conclude in February 2008.

Interim Status Report	December 14, 2007
Status Conference	January 17, 2008, 4:30 p.m.
Initial Expert Reports	January 14, 2008
Rebuttal Expert Reports	February 8, 2008
Exchange Proposed Claim Construction	March 7, 2008
Discovery Cut Off	March 10, 2008
Joint Claim Construction Chart	March 17, 2008
Case Dispositive Motions	April 11, 2008

Hearing on Dispositive Motions and <i>Markman</i> Hearing	June 9, 2008
Final Pretrial Conference	September 25, 2008
Joint Proposed Final Pretrial Order	August 25, 2008
Trial	October 28 through November 11, 2008, 9:30 a.m.

5. Status of Mediation

The parties participated in mediation before U.S. Magistrate Judge Mary Pat Thyng on November 29, 2006.

6. Settlement Discussions

The parties are engaging in further discussions regarding settlement independent of a formal ADR procedure.

Dated: December 14, 2007

EDWARDS ANGELL PALMER & DODGE LLP

/s/ Denise Seastone Kraft

Denise Seastone Kraft (No. 2778)
919 North Market Street, 15th Floor
Wilmington, DE 19801
302.777.7770
302.777.7263 (fax)
dkraft@eapdlaw.com

Attorneys for Plaintiffs
S.O.I.TEC Silicon On Insulator Technologies S.A.
and SOITEC USA, INC.,

OF COUNSEL:

George W. Neuner (*Pro Hac Vice*)
Alan M. Spiro (*Pro Hac Vice*)
Brian M. Gaff (*Pro Hac Vice*)

EDWARDS ANGELL PALMER & DODGE LLP
111 Huntington Avenue
Boston, MA 02199-7613
(617) 239-0100
(617) 227-4420 (fax)

Michael Brody (*Pro Hac Vice*)

Tracy Allen (*Pro Hac Vice*)

WINSTON & STRAWN LLP

35 West Wacker Drive

Chicago, Illinois 60601

312.558.5600

312.558.5700 (fax)

Dated: December 14, 2007

CONNOLLY BOVE LODGE & HUTZ LLP

/s/ Patricia Smink Rogowski

Patricia Smink Rogowski (No. 2632)

1007 N. Orange Street

P.O. Box 2207

Wilmington, DE 19899-2207

302.658.9141

302.658.5614 (fax)

progowski@cblh.com

Attorneys for Defendant

MEMC Electronic Materials Inc.,

OF COUNSEL:

Robert M. Evans, Jr.

David W. Harlan

Marc W. Vander Tuig

SENNIGER POWERS

One Metropolitan Square

16th Floor

St. Louis, MO 63102

(314) 231-5400

(314) 231-4342 (fax)

CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of December 2007, a true and correct copy of the foregoing **JOINT STATUS REPORT** was electronically filed with the Clerk of the Court using the CM/ECF system and a copy was served upon the following counsel of record in the manner indicated:

BY HAND

Patricia Smink Rogowski, Esq.
Paul E. Crawford, Esq.
Connolly Bove Lodge & Hutz LLP
1007 North Orange Street
Wilmington, DE 19801

BY EMAIL & FIRST-CLASS MAIL

Robert M. Evans, Esquire
Senniger Powers
One Metropolitan Square, 16th Fl.
St. Louis, MO 63102
revans@senniger.com

EDWARDS ANGELL PALMER & DODGE LLP

/s/ Denise Seastone Kraft

Denise Seastone Kraft (No. 2778)
919 North Market Street, 15th Floor
Wilmington, DE 19801
302.777.7770
302.777.7263 (fax)
dkraft@capdlaw.com